

UNITED STATES OF AMERICA
BEFORE THE NATIONAL LABOR RELATIONS BOARD

STARBUCKS CORPORATION
Employer

and

WORKERS UNITED
Petitioner

Cases 03-RC-289793
03-RC-298796
03-RC-289805

ORDER

The Employer's Request for Review of the Regional Director's Decision and Direction of Elections is denied as it raises no substantial issues warranting review.¹

LAUREN McFERRAN,	CHAIRMAN
MARVIN E. KAPLAN,	MEMBER
GWYNNE A. WILCOX,	MEMBER

Dated, Washington, D.C., April 5, 2022.

¹ To the extent that the Employer requests review of the Regional Director's decision to preclude the Employer from presenting evidence as to the appropriate unit, we observe that the Employer already filed a request for review of that particular action, and the Board denied the Employer's request for review on March 16, 2022. As Section 102.67(i)(1) of the Board's Rules states, "[a] party may not . . . file more than one request for review of a particular action or decision by the Regional Director. Repetitive requests will not be considered."

As for the Employer's remaining contentions, we find that, because the petitioned-for unit is presumptively appropriate, the Regional Director properly conducted the hearing consistent with *Allen Health Care Services*, 332 NLRB 1308, 1308-1309 (2000). Contrary to the Employer, the petitioned-for unit would remain a presumptively appropriate single-store unit even if the Employer's Assistant Store Managers were found to be statutory supervisors. Moreover, the Regional Director had no obligation to consider a supervisory status argument that was not properly raised. See *Bennett Industries*, 313 NLRB 1363, 1363 (1994); Representation—Case Procedures, 79 Fed. Reg. 74309, 74374-74375 (Dec. 15, 2014).